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Message Text

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43
ORIGIN TRSE-00

INFO OCT-01 ARA-16 IO-14 ISO-00 AGR-20 CEA-02 CIAE-00

COME-00 DODE-00 EB-11 FRB-03 H-03 INR-11 INT-08 L-03

LAB-06 NSAE-00 NSC-07 PA-04 RSC-01 AID-20 CIEP-02

SS-20 STR-08 TAR-02 USIA-15 PRS-01 SP-03 FEAE-00

OMB-01 SWF-02 SSO-00 NSCE-00 INRE-00 /184 R

DRAFTED BY TREAS:PSUCHMAN
APPROVED BY EB/OT/STA:JCRAWFORD
ARA/NC/C:JMAISTO
EB/OT/STA:TEDEAL
---------- 052231
O R 191845Z JUL 74
FM SECSTATE WASHDC
TO AMEMBASSY BOGOTA IMMEDIATE
INFO AMEMBASSY BUENOS AIRES
AMEMBASSY BRASILIA
USMISSION GENEVA

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E.O.11652:ADS, 7/23/74
SUBJECT:CUT FLOWERS FROM COLOMBIA: CONDITIONAL NEGATIVE
COUNTERVAILING DUTY DETERMINATION
REF: BOGOTA 6367

1. TREASURY WILL PUBLISH IN THE FEDERAL REGISTER OF JULY 24, 1974, THE FOLLOWING NOTICE OF A CONDITIONAL NEGATIVE COUNTERVAILING DUTY DETERMINATION WITH RESPECT TO CUT FLOWERS IMPORTED FROM COLOMBIA.

2. QUOTE. IN THE FEDERAL REGISTER OF MARCH 8, 1974 THE COMMISSIONER OF CUSTOMS ANNOUNCED THAT INFORMATION HAS BEEN RECEIVED IN PROPER FORM PURSUANT TO SEC. 159.47B OF THE
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CUSTOMS REGULATIONS WHICH APPEARED TO-INDICATE THAT CERTAIN

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PAYMENTS, BESTOWALS, REBATES OR REFUNDS GRANTED BY THE GOVERNMENT OF COLOMBIA UPON THE MANUFACTURE, PRODUCTION, OR EXPORTATION OF CUT FLOWERS CONSTITUTED THE PAYMENT OR BESTOWAL OF A BOUNTY OR GRANT, DIRECTLY OR INDIRECTLY, WITHIN MEANING OF SEC. 303 OF THE TARIFF ACT OF 1930 UPON THE MANUFACTURE, PRODUCTION, OR EXPORTATION OF MERCHANDISE TO WHICH PAYMENTS, BESTOWALS, REBATES OR REFUNDS APPLY. THE NOTICE FURTHER PROVIDES INTERESTED PARTIES UNTIL APRIL 8, 1974 TO SUBMIT DATA, VIEWS, OR ARGUMENTS WITH REGARD TO THE EXISTENCE OR NON-EXISTENCE AND THE NET AMOUNT OF A

BOUNTY OR GRANT.

4. IT HAS BEEN ASCERTAINED THAT PAYMENTS WERE MADE BY THE GOVERNMENT OF COLOMBIA UPON THE EXPORTATION OF CUT FLOWERS WHICH WOULD HAVE CONSTITUTED A BOUNTY OR GRANT OF 10.2 PERCENT OF THE DUTIABLE VALUE OF THE FLOWERS. THE GOVERNMENT OF COLOMBIA HAS TAKEN ACTION, EFFECTIVE JULY 17, 1974, HOWEVER, TO REQUIRE THAT SUCH PAYMENTS WILL NOT BE MADE TO THE PRODUCER OF THE MERCHANDISE, BUT WILL REMAIN WITHIN THE SOLE CONTROL OF THE GOVERNMENT OF COLOMBIA BY BEING PAID INSTEAD TO AN AGENCY THEREOF. BECAUSE OF THE VERY RECENT NATURE OF THE ACTION BY THE COLOMBIAN GOVERNMENT AND THE DESIRE OF THE TREASURY DEPARTMENT TO AFFORD INTERESTED PARTIES AN OPPORTUNITY TO COMMENT ON IT, IT WAS NOT DEEMED APPROPRIATE TO MAKE THE FINAL DETERMINATION EFFECTIVE IMMEDIATELY.

5. ACCORDINGLY, IT HAS BEEN DETERMINED CONDITIONALLY THAT NO BOUNTY OR GRANT, WITHIN THE MEANING OF SEC. 303 OF THE TARIFF ACT OF 1930, IS BEING PAID OR BESTOWED, DIRECTLY OR INDIRECTLY, UPON THE MANUFACTURE, PRODUCTION

OR EXPORTATION OF CUT FLOWERS FROM COLOMBIA.

6. INTERESTED PARTIES ARE INVITED TO SUBMIT ANY RELEVANT DATA, VIEWS, OR ARGUMENTS WITH RESPECT TO THIS CONDITIONAL NEGATIVE DETERMINATION IN WRITING TO THE COMMISSIONER OF CUSTOMS, IN TIME TO BE RECEIVED BY HIS OFFICE NO LATER THAN 20 DAYS FROM DATE OF PUBLICA-
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TION OF THIS NOTICE IN THE FEDERAL REGISTER.

7. THIS DETERMINATION WILL BECOME FINAL AT THE EXPIRA-TION OF 30 DAYS FROM DATE OF PUBLICATION OF THIS NOTICE IN THE FEDERAL REGISTER IN THE ABSENCE OF PUBLICATION IN THE FEDERAL REGISTER OF ANY FURTHER NOTICE TO THE CONTRARY. END QUOTE.

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8. COLOMBIAN EMBASSY HAS BEEN INFORMED OF DECISION.
PRESS RELEASE WILL BE ISSUED JULY 23. ABOVE FOR EMBASSY
USE IN RESPONDING TO INQUIRIES ON/AFTER JULY 23. INGERSOLL

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Copy: SINGLE
Draft Date: 19 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GarlanWA
Disposition Case Number: n/a
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Disposition Reason:
Disposition Remarks:
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Previous Handling Restrictions: n/a
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TAGS: ETRD, CO
To: BOGOTA
Type: TE
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